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**UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 SAN FRANCISCO DIVISION**

DAVID AND NATASHA WIT, *et al.*, on behalf )  
 of themselves and all others similarly situated, )  
 )  
 Plaintiffs, )  
 )  
 v. )  
 )  
 UNITED BEHAVIORAL HEALTH )  
 (operating as OPTUMHEALTH BEHAVIORAL )  
 SOLUTIONS), )  
 )  
 Defendant. )

Case No. 3:14-CV-02346-JCS

**DECLARATION OF MEIRAM  
 BENDAT IN SUPPORT OF  
 PLAINTIFFS' OPPOSITION TO  
 DEFENDANTS' MOTION TO  
 TRANSFER VENUE**

Hearing Date: October 3, 2014  
 Time: 9:30 A.M.  
 Judge: Hon. Joseph C. Spero  
 Courtroom: G – 15<sup>th</sup> Floor  
 Action Filed: May 21, 2014

DECLARATION OF MEIRAM BENDAT  
 IN SUPP. OF PLAINTIFFS' OPP. TO DEFENDANTS'  
 MOTION TO TRANSFER VENUE  
 CASE NO. 3:14-CV-02346-JCS

1 I, Meiram Bendat, declare and state as follows:

2 1. I am over 18 years of age. I am an attorney licensed to practice before all of the  
3 courts of the State of California and have been admitted to practice before this Court. I am the  
4 principal of the law firm Psych Appeal, Inc., and counsel of record for Plaintiffs David and  
5 Natasha Wit, Brian Muir, Brandt Pfeifer, Lori Flanzraich, and Cecilia Holdnak. I am responsible  
6 for the day-to-day management of this action. I have personal knowledge of the facts set forth  
7 herein.  
8

9 2. To verify that California has the most residential treatment centers of any state, I  
10 used the "Find a Treatment Center" function provided by Psychology Today at [http://](http://http://treatment.psychologytoday.com/rms/)  
11 <http://treatment.psychologytoday.com/rms/>. Clicking on the link for California produces a list of  
12 332 treatment centers. Refining the search further by specifying only "Long Term Residential  
13 (>30 Days)" results in a list of 199 treatment centers. Following the same procedure for New  
14 York produces a list of 159 total treatment centers, 69 of which provide long-term residential  
15 treatment. Following the same procedure for every other state results in lists significantly  
16 shorter than for California (Florida has the second most, with 259 treatment centers listed, 145  
17 of which provide long-term residential treatment).  
18

19 3. Attached hereto as Exhibit 1 is a true and correct copy of Jennifer D. Thompson  
20 Kinberger's LinkedIn page, available at [http://www.linkedin.com/pub/jenn-thompson-](http://www.linkedin.com/pub/jenn-thompson-kinberger/5/552/151)  
21 [kinberger/5/552/151](http://www.linkedin.com/pub/jenn-thompson-kinberger/5/552/151), which indicates that she is a Business Operations Assurance Consultant  
22 with UnitedHealth Group, living in San Diego, California.  
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24 4. Attached hereto as Exhibit 2 is a true and correct copy of Dr. David Mee-Lee's  
25 professional profile appearing on The Change Companies website, available at  
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1 [https://www.changecompanies.net/david\\_mee\\_lee.php](https://www.changecompanies.net/david_mee_lee.php), which indicates that he is the Chief  
2 Editor of The ASAM Criteria.

3 5. Attached hereto as Exhibit 3 is a true and correct copy of Dr. David Mee-Lee's  
4 license verification with the Medical Board of California, available at  
5 <https://www.breeze.ca.gov/datamart/detailsCADCA.do?selector=false&selectorType=&selector>  
6 [ReturnUrl=&anchor=b6e306b.0.1](https://www.breeze.ca.gov/datamart/detailsCADCA.do?selector=false&selectorType=&selector), which lists his current address in Davis, California.  
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8 6. Attached hereto as Exhibit 4 is a true and correct excerpt from U.S District Court  
9 – Judicial Caseload Profile, available at [http://www.uscourts.gov/uscourts/Statistics/](http://www.uscourts.gov/uscourts/Statistics/FederalCourtManagementStatistics/2014/district-fcms-profiles-march-2014.pdf#page=66)  
10 [FederalCourtManagementStatistics/2014/district-fcms-profiles-march-2014.pdf#page=66](http://www.uscourts.gov/uscourts/Statistics/FederalCourtManagementStatistics/2014/district-fcms-profiles-march-2014.pdf#page=66),  
11 listing the statistics for the Southern District of New York and the Northern District of  
12 California.  
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14  
15 I declare under penalty of perjury that the foregoing is true and correct.

16 Executed on this 18<sup>th</sup> day of August, 2014.

17 /s/ Meiram Bendat  
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